

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT GREENEVILLE

CHRISTINE BEARDEN, DAVID BEARDEN,)
TERRI COOK, CAROLYN GIBBONS,)
ELMER DARRELL GREER, LADONNA)
F. GREER, MARK HUTCHINS, KEVIN)
MITCHELL, JAMIE STRANGE PIERSON,)
and CRYSTAL GAIL REGAN,)

Plaintiffs,

v.

BALLAD HEALTH, MEDICAL)
EDUCATION ASSISTANCE)
CORPORATION, BARBARA ALLEN,)
JULIE BENNETT, DAVID GOLDEN,)
DAVID LESTER, ALAN LEVINE, DAVID)
MAY, SCOTT M. NISWONGER, BRIAN)
NOLAND, GARY PEACOCK, DOUG)
SPRINGER, and KEITH WILSON)

Defendants.

Case No.: 2:19-cv-55

Judge Curtis L. Collier

JUDGMENT ORDER

Before the Court are two motions to dismiss, one by Defendants Ballard Health and the individually named Defendants (the “Ballad Health Directors”) (Doc. 27), and one by Defendant Medical Education Assistance Corporation (“MEAC”) (Doc. 44). Plaintiffs have responded to both motions to dismiss (Docs. 49, 59) and Defendants have all replied (Docs. 52, 61). In addition, Defendants Ballard Health and Ballard Health Directors have moved to strike portions of Plaintiffs’ response to their motion to dismiss. (Doc. 51.)

Plaintiffs also filed a motion to amend their complaint. (Doc. 48.) Defendants Ballard Health and Ballard Health Directors have responded in opposition. (Doc. 54.) Defendants David

Golden, Scott Niswonger, and Brian Golden also separately responded in opposition to Plaintiffs' motion to amend. (Doc. 55.) Plaintiffs have replied. (Docs. 56, 58.)

For the reasons set out in the accompanying memorandum:

1. Defendants' motions to dismiss for lack of subject-matter jurisdiction (Docs. 27, 44) are **GRANTED**;
2. Defendants Ballard Health and Ballard Health Directors' motion to strike portions of Plaintiffs' response to their motion to dismiss (Doc. 51) is **DENIED**; and
3. Plaintiffs' motion to amend their complaint (Doc. 48) is **DENIED**.

Accordingly, the case is **DISMISSED WITHOUT PREJUDICE** for lack of subject-matter jurisdiction. There being no further issues before the Court, the Clerk is **DIRECTED** to **CLOSE** the matter.

SO ORDERED.

ENTER:

/s/
CURTIS L. COLLIER
UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT
s/ John L. Medearis
CLERK OF COURT